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#48

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicant: Michael Gauselmann**

Serial No: 09/491,779

Art Unit: 3711

Filing Date: January 26, 2000

Title: METHOD FOR OPERATING A COIN ACTUATED ENTERTAINMENT AUTOMAT

**Examiner:** Dolores R. Collins

April 4, 2003

Attorney's Docket No.: ADP231A9

**PRELIMINARY AMENDMENT**  
**REQUEST FOR RECONSIDERATION**

### Box AF

**Hon. Commissioner of Patents and Trademarks**  
**Washington, D.C. 20231**

**SIR:**

This is in response to the Final Rejection mailed on December 31, 2002 and setting a shortened statutory period for response of three months to expire on March 31, 2003.

It is believed that the Final Rejection was mailed in error, since the applicant had mailed an amendment with new claim 9, which was apparently received on December 27, 2002. Applicant submits that claim 9 should not have been rejected finally, since claim 9 was acted on for the first time on December 31, 2002. Applicant requests that the Finality of the Office Action of December 31, 2002 be withdrawn.

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The Applicant herewith petitions the Commissioner of Patents and Trademarks to extend the time for response to the Office Action dated December 31, 2002 as necessary.

The Commissioner is hereby authorized to charge any additional fees which may be required to Acct. No. 11-0224. Applicant further respectfully requests that this response be accepted as a bona fide effort to meet any potential response requirements outstanding and due in the above captioned matter.

Please amend the application as follows: